

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSPOLICANT : Sarath Gunapala, et al.

Art Unit: 2815

Serial No.: 09/305,121

Examiner : Baumeister,

Filed

: May 4, 1999

Title

: DUAL BAND QWIP FOCAL PLANE ARRAY

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals Interferences from the action dated March 12, 2003, finally rejecting claims 1, 3, 4, 11-16, and 36-39.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 3 month(s) to and including September 12, 2003 is enclosed.

A check in the amount of \$160 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: September 12, 2003

Scott C. Harris

R#q. No. 32,030

/BY BING AL REG. NOF43.312

Fish & Richardson P.C. PTO Customer No. 20985

4350 La Jolla Village Drive, Suite 500

San Diego, California 92122 Telephone: (858) 678-5070

160.00 OP

Facsimile: (858) 678-5099

10329382.doc

09/16/2003 DTESSEN1 00000111 09305121

02 FC:2401

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

Sharon Gebbart

DGY CENTER 2800